



Attorney Docket No. 47,964 (70904)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): M. Yamahara, et al. EXAMINER: Parker, K.
SERIAL NO.: 08/997,219 GROUP: 2871
FILED: December 23, 1997
FOR: LIQUID CRYSTAL DISPLAY DEVICE INCORPORATING PHASE DIFFERENCE PLATE AND LIQUID CRYSTAL LAYER CAPABLE OF IMPROVING VIEWING ANGLE DEPENDENCE (AS AMENDED)

CERTIFICATE OF MAILING

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service with sufficient postage as Express Mail, Post Office to Addressee service (**Express Mail Label No. EV 438974475 US**) under 37 CFR 1.10 in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on June 16, 2004.

By: Kathryn A. Grindrod
Kathryn A. Grindrod

COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

REQUEST UNDER 37 CFR 1.312 FOR CORRECTION OF
NOTICE OF ALLOWABILITY AND COPY OF FORM PTO-1449
FILED WITH INFORMATION DISCLOSURE STATEMENT OF
OCTOBER 21, 2002

In accordance with the terms of 37 CFR 1.312, Applicants hereby respectfully request that the Notice of Allowability in the above-identified application be corrected, and that they be provided a copy of the corrected Notice of Allowability.

In addition, Applicants respectfully request that they be provided a copy of the PTO-1449 that accompanied their Information Disclosure Statement of October 21, 2002 in the above-identified application duly signed, dated and initialed by the Examiner in confirmation of his consideration of the art listed therein.

In support of the first of the above requests, Applicants respectfully note that the last filed Amendment in the above-identified application was filed by mail with an appropriate Certificate of Mailing on November 10, 2003. The return receipt postcard for that Amendment (copy attached) indicates that that Amendment was actually received by the United States Patent and Trademark Office on November 13, 2003. Further, that Amendment (copy attached) is clear to the effect that Claims 1, 3-8, 10-11, 13-14, 29, 31-37 and 48 were the claims under active prosecution.

Unfortunately, however, in the Notice of Allowability issued on March 19, 2004, the Examiner incorrectly identified the Amendment to which he was responding as being "the response of 12/30/2003". Further, in the Notice of Allowability issued on March 19, 2004, the Examiner failed to include Claim 29 among the listed allowed claims.

Applicants' undersigned attorney spoke with the Examiner by telephone concerning the errors in the Notice of Allowability of March 19, 2004, and in response the Examiner issued a Supplemental Notice of Allowability on April 1, 2004. The Supplemental Notice of Allowability fails to indicate any date for the last filed Amendment in this application, and while including claim 29 among the listing of allowed claims pursuant to the undersigned's request, incorrectly indicates that claims 21-37 were being allowed when in fact Claims 31-37 (among others) were being allowed.

Accordingly, Applicants respectfully request that for the sake of accuracy of the record and good order, a new Notice of allowability be issued correctly indicating the Amendment to which it is responsive was received by the United States Patent and Trademark Office on **November 13, 2003** and that the allowed claims are **Claims 1, 3-8, 10-11, 13-14, 29, 31-37 and 48.**

With respect to the Information Disclosure Statement filed in the above-identified application on October 21, 2002 (received by the United States Patent and Trademark Office on October 28, 2002, see attached copies of Information Disclosure Statement and Form PTO-1449 as well as dated stamped return receipt postcard), Applicants have not as yet received a copy of the Form PTO-1449 that was filed with that Statement signed, dated and initialed by the Examiner in confirmation of his consideration of the art listed therein. Again for the sake of the establishment of a complete record, good order and to ensure that all art actually considered is printed on the patent document to be issued in this case, Applicants respectfully request that they be provided with a copy of the Form PTO-1449 that was filed with their Information Disclosure Statement received by the United States Patent and Trademark Office on October 28, 2002, duly signed, dated and initialed by the Examiner in confirmation of his consideration of the art listed therein.

Since the Issue Fee for the above-identified application is being filed concurrently herewith, early and favorable action on the foregoing requests is respectfully requested.

Applicants believe that additional fees are not required in connection with the consideration of this Request. However, if for any reason a fee is required, a fee paid is inadequate or credit is owed for any excess fee paid, you are hereby authorized and requested to charge and/or credit Deposit Account No. **04-1105**, as necessary, for the correct payment of all fees which may be due in connection with the filing and consideration of this communication.

Respectfully submitted,

Date: June 16, 2004

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